

9200/2685
#7



MR1115-248

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Shyh-Ren Kuo, et al. :

Serial No. 09/536,599 :

Title: USB-BASED WIRELESS :
TRANSMITTING/RECEIVING SYSTEM

ATTENTION: OFFICE OF
PATENT PETITIONS, ASSISTANT
COMMISSIONER FOR PATENTS

PETITION FOR REINSTATEMENT
AND REVIVAL OF PATENT APPLICATION

Box DAC
Honorable Commissioner for Patents
Washington, D.C. 20231

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Sir:

The undersigned attorney has recently received a Notice of Abandonment mailed from the U.S. Patent and Trademark Office. The Notice of Abandonment is dated as of 18 June 2002, however, the undersigned attorney did not receive this until mid-August 2002. The Notice of Abandonment states that no reply was received to an office action dated 19 June 2001. Attached to this request is a copy of the Notice of Abandonment (Exhibit A).

The undersigned attorney, in fact, did file an Amendment responsive to the outstanding Official Action dated 19 June 2001. A copy of the receipt postcard showing that the Amendment was filed on 18 September 2001 is enclosed as Exhibit B.

Obviously, the Amendment has been misplaced by the U.S. Patent and Trademark Office, and thus, the undersigned attorney is also enclosing a copy of the Amendment which was filed as Exhibit C.



04586

PATENT TRADEMARK OFFICE

It is believed by the undersigned attorney that the application should not have gone abandoned as there was apparently a misplacement of the Amendment by the USPTO.

It is now believed that no fees are necessary for the filing of this Petition, however, if the Commissioner of Patents and Trademarks determines that a fee is necessary, the Honorable Director of Patents and Trademarks is hereby authorized to charge deposit account 18-211 for such charges.

Respectfully submitted,



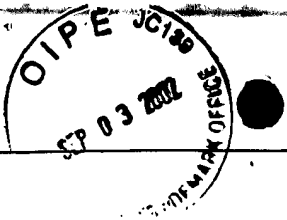
Morton J. Rosenberg
Registration No. 26,049

Dated: 30 August 2002

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Ellicott City, Maryland 21043 USA
Telephone: 410-465-6678

MJR/rhj

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COPY

Notice of Abandonment

Application No.

09/536,599

Examiner

Marceau Milord

Applicant(s)

KUO ET AL.

Art Unit

2685

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 6-19-2001.
 - (a) ☐ A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) ☐ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) ☐ A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) ☒ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) ☐ The submitted fee of \$ _____ is insufficient. A balance of \$ _____ is due.
The issue fee required by 37 CFR 1.18 is \$ _____. The publication fee, if required by 37 CFR 1.18(d), is \$ _____.
 - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:

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EDWARD F. URBAN
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2600

Exhibit A

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, :
minimize any negative effects on patent term.



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/536,599	03/28/2000	Shyh-Ren Kuo	MR1115-248	5457

7590 06/18/2002
Rosenberg Klein & Lee
3458 Ellicott Center Drive Suite 101
Ellicott City, MD 21043

EXAMINER

MILORD, MARCEAU

ART UNIT PAPER NUMBER

2685

DATE MAILED: 06/18/2002

COPY

Please find below and/or attached an Office communication concerning this application or proceeding.



COPY

Date: SEPTEMBER 17, 2001
Hon. Director of Patents & Trademarks

Please acknowledge receipt of the document(s) described below by imprinting the Patent Office "date-stamp" hereon and returning this card to the addressee indicated on the reverse side hereof.



File No. 1115-248 FEE DUE? ~~YES~~ NO AM'T ENC'D -

Client Name SHYH-REN KUO, et al.

Document(s) Filed AMENDMENT

Art Unit # 2683 Examiner M. MILORD

Document Serial #/Pat. # 09/536,599

Drawing Sheets - Abstract Pgs. # Claims Spec. Pages

TM ☐ Patent ☒ Small Entity ☐ Large Entity ☐

Assignment ☐ Priority Document ☐ IDS ☐

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Exhibit B